

REMARKS

The office action of 2 September closed prosecution on the merits and indicated that the application is in condition for allowance except for certain formal matters.

In the foregoing Amendment, Applicants have requested the Examiner to insert the current status in the United States of PCT/GB00/03426.

The Examiner noted that the declaration under 37 C.F.R. § 1.63 in this application is defective in that it does not properly identify the citizenship of each inventor. Specifically, the citizenship of inventor Morgan was not identified. In a Petition filed on 8 June 2009, Applicants requested correction of the declaration, but this Petition was dismissed on 21 August 2009. Concurrently herewith, Applicants are filing a Second Petition which is expected to be granted. The Petition identifies the citizenship of said inventor as Australian.

In view of the foregoing Amendment and these remarks, it is submitted that, upon grant of said Second Petition, this Application will be in condition for issuance of a formal notice of allowance.

Please apply any fees or credits to deposit account 06-1050, reference 08291-0719001.

Respectfully submitted,

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